

IN THE HIGH COURT OF JUDICATURE, ANDHRA PRADESH
AT HYDERABAD

(Special Original Jurisdiction)

TUESDAY, THE FIRST DAY OF MARCH
TWO THOUSAND AND FIVE

PRESENT

THE HON'BLE MR JUSTICE N.V. RAMANA

WRIT PETITION NO : 22792 of 1998

Between:

- 1.. Shekar Reddy S/o Balwanth Reddy
R/o 16-9-831/16, Malakpet,
Hyderabad.
- 2.. Meer Athar Ali S/o Meer Mahmood Ali
R/o. Agapura, Hyderabad.
- 3.. K. Krishnaiah S/o Pentaiah
R/o. 19-22, Hanumantekdi,
Jadcherla, Mahaboobnagar Dist.
- 4.. S. Subash S/o Buchappa
R/o. 4-8-844/2, Gowliguda,
Hyderabad.
- 5 ..Abdul Kareem S/o Gulam Mohammed
R/o. 15-1-503, Feelkhana,
Hyderabad.
- 6.. Smt. P. Lalitha W/o Satyanarayana
R/o. 2-3-578/C, Minister Road,
Secunderabad.
- 7.. Meer Athar Ali S/o Meer Mahmood Ali
r/o. Agapura, Hyderabad.
- 8.. Mirza Mateen Baig S/o Ghouse Baig
R/o. Agapura, Hyderabad.

..... PETITIONERS

AND

- 1 The Secretary, Regional Transport Authority, East Zone, Hyderabad.
- 2 The Secretary, Regional Transport Authority, Central Zone, Hyderabad.
- 3 The Secretary, Regional Transport Officer, Mahaboobnagar.
- 4 The Secretary, Regional Transport Authority, West Zone, Hyderabad.
- 5 The Secretary, Regional Transport Authority, Secunderabad

.....RESPONDENTS

Petition under Article 226 of the constitution of India praying that in the circumstances stated in the Affidavit filed herein the High Court will be pleased to issue a writ or order or direction especially one in the nature of Writ of Mandamus declaring that the action of the respondents in not permitting the petitioners to carry the gross vehicle weight of 16200 kgs in their vehicles to the said vehicles are entitled to carry the said weight in accordance with section 58(1) of the Motor Vehicles Act and consequently direct the respondent to enter the gross vehicle weight of 16200 kgs in the Registration certificates of the petitioners vehicles and pass

Counsel for the Petitioner:MR.C.H.RAVI

Counsel for the Respondent No.: GP FOR TRANSPORT

The Court made the following :

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ORDER:

This writ petition is filed seeking to declare the action of the respondent-Secretary, Regional Transport Authority in not permitting the petitioners to carry the gross vehicle weight of 16200 Kgs as illegal and further declare that the petitioners are entitled to carry the gross vehicle weight of 16200 Kgs in their vehicles.

When the matter is taken up for hearing, it is submitted by the learned counsel for the petitioners and conceded by the learned Government Pleader for Transport that the subject matter of this writ petition is squarely covered by the judgment of the Apex Court in **N. Venkateswara Rao vs. S.T.A.**¹, wherein the Apex Court elaborately considered the matter and dismissed the appeals and the W.P.No.6211 of 1990 and batch, orders in which were challenged therein.

In the circumstances, following the above judgment, this Writ Petition is also dismissed for the same and similar reasons. No costs.

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N.V. RAMANA, J.

Date: 1.03.2005

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..... REGISTRAR

// TRUE COPY //

SECTION OFFICER

To

- 1 The Secretary, Regional Transport Authority,
East Zone, Hyderabad.
- 2 The Secretary,
Regional Transport Authority, Central Zone,
Hyderabad.
- 3 The Secretary,
Regional Transport Officer, Mahaboobnagar.
- 4 The Secretary,
Regional Transport Authority, West Zone,
Hyderabad.
- 5 The Secretary,
Regional Transport Authority, Secunderabad.

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